

AGENDA



Thursday, March 10, 2011

**Contract and Land Management
RECOMMENDATION FOR COUNCIL ACTION****Item No. 6**

Subject: Approve a resolution authorizing the filing of eminent domain proceedings for the Braker at IH 35 TSM Project to acquire a 640 square foot right of way dedication and a 2,829 square foot temporary construction easement out of the John Applegait Survey No. 58, Travis County, Texas, in the amount of \$15,013. The owner of the needed property interest is MP BRAKER, L.P. The property is located at 611 E. Braker Lane, Austin, Travis County, Texas.

Amount and Source of Funding: Funding is included in the Fiscal Year 2010-2011 Capital Budget of the Public Works Department.

Fiscal Note: A fiscal note is attached.

For More Information: Lauraine Rizer 974-7078, Luciano Tamayo 974-7212, Robin Field 974-7140, Amanda Glasscock 974-7173.

The design plans for the Braker at IH-35 Traffic Safety Management (TSM) Project require the acquisition of 640 square feet for a right of way dedication and 2,829 square feet for a temporary construction easement, out of the John Applegait Survey No. 58, Travis County, Texas.

The City of Austin has attempted to purchase the needed right of way dedication and the construction easement. The parties were unable to agree on the value of the needed acquisition. The Law Department is requesting authorization to file an action in eminent domain on behalf of the City of Austin.